

THE CITY OF SAN DIEGO, CALIFORNIA
MINUTES FOR REGULAR COUNCIL MEETING
OF
MONDAY JUNE 14, 1993
AT 2:00 P.M.
IN THE COUNCIL CHAMBERS - 12TH FLOOR

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Mayor Golding at 2:05 p.m.
Mayor Golding adjourned the meeting at 7:06 p.m.

ATTENDANCE DURING THE MEETING:

- (M) Mayor Golding-present
- (1) Council Member Wolfsheimer-present
- (2) Council Member Roberts-present
- (3) Council Member Hartley-excused by
R-282211 (vacation)
- (4) Council Member Stevens-present
- (5) Council Member Behr-present
- (6) Council Member Stallings-present
- (7) Council Member McCarty-present
- (8) Council Member Vargas-present
- Clerk-Abdelnour (rb)

FILE LOCATION: MINUTES

ITEM-1: ROLL CALL

Clerk Abdelnour called the roll:

- (M) Mayor Golding-present
- (1) Council Member Wolfsheimer-present
- (2) Council Member Roberts-not present
- (3) Council Member Hartley-not present
- (4) Council Member Stevens-present
- (5) Council Member Behr-present
- (6) Council Member Stallings-present

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- (7) Council Member McCarty-present
- (8) Council Member Vargas-present

FILE LOCATION: MINUTES

ITEM-10: INVOCATION

Invocation was given by Charles Luff, Associate Pastor of
Revival Tabernacle.

FILE LOCATION: MINUTES

ITEM-20: PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member McCarty.

FILE LOCATION: MINUTES

PUBLIC COMMENT:

ITEM-PC-1:

Comments by Don Stillwell regarding elected officials as
"Kings or Servants."

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A076-088.)

COUNCIL COMMENT:

ITEM-CC-1:

Comments by Council Member McCarty regarding former
Assistant City Manager John Fowler in Scripps Hospital, La
Jolla.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: A122-125.)

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ITEM-30: PRESENTED

Presenting the 1993 Tony Award For Outstanding Regional Theatre, which was awarded to the La Jolla Playhouse on June 6, 1993, to the City of San Diego for public display for 30 days.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A125-187.)

MOTION BY WOLFSHEIMER TO ADOPT. Second by Vargas. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, Hartley-not present, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-31: (R-93-1987) ADOPTED AS RESOLUTION R-282128

Commending the San Diego Black Nurses Association for their sterling leadership and dedication in promoting better access to health care for African-Americans; proclaiming June 13, 1993 to be "Annual Founders Day" in San Diego.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A194-246.)

MOTION BY COMMON CONSENT TO ADOPT. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, Hartley-not present, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-32: APPROVED

Approval of Council Minutes for the Meetings of:

5/24/93
5/25/93

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: A188-193.)

MOTION BY WOLFSHEIMER TO APPROVE. Second by Vargas. Passed by the following vote: Wolfsheimer-yea, Roberts-not

present, Hartley-not present, Stevens-yea, Behr-yea,
Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

- * ITEM-50: (O-93-132) ADOPTED AS ORDINANCE O-17931 (New
Series)

Designating Penasquitos Unit No. 1 Lots 1 and 2,
Map-5567, located at the Interstate 15 and Carmel
Mountain Road Interchange, into the CPIOZ Zone.

(Introduced on 6/1/93. Council voted 5-2. District 5
and Mayor voted nay. Districts 3 and 7 not present.
Rancho Penasquitos Community Area. District-1.)

FILE LOCATION: LAND - Rancho Penasquitos Community Plan

COUNCIL ACTION: (Tape location: A273-400.)

CONSENT MOTION BY STEVENS TO DISPENSE WITH THE READING AND
ADOPT ORDINANCE. Second by McCarty. Passed by the
following vote: Wolfsheimer-yea, Roberts-yea, Hartley-not
present, Stevens-yea, Behr-nay, Stallings-yea, McCarty-yea,
Vargas-yea, Mayor Golding-nay.

- * ITEM-51: (O-93-189) INTRODUCED, TO BE ADOPTED ON JUNE 28,
1993

Introduction of an Ordinance authorizing the issuance,
sale and delivery of Mortgage Revenue Refunding Bonds
1982 Series A (Mariner's Cove Apartments at 4392 West
Point Loma Boulevard) in a principal amount not to
exceed \$17,500,000.
(See Housing Commission Report HCR-93-010CC.
District-2.)

FILE LOCATION:

COUNCIL ACTION: (Tape location: A273-400.)

CONSENT MOTION BY STEVENS TO INTRODUCE ORDINANCE. Second by
McCarty. Passed by the following vote: Wolfsheimer-yea,
Roberts-yea, Hartley-not present, Stevens-yea, Behr-yea,
Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

- * ITEM-52: (O-93-190) INTRODUCED, TO BE ADOPTED JUNE 28, 1993

Introduction of an Ordinance authorizing the issuance, sale and delivery of Mortgage Revenue Refunding Bonds 1983 Series A (University Canyon Apartments at 2098 Via Las Cumbres) in an aggregate principal amount not to exceed \$5,000,000.
(See Housing Commission Report HCR-93-011CC.
District-6.)

FILE LOCATION:

COUNCIL ACTION: (Tape location: A273-400.)

CONSENT MOTION BY STEVENS TO INTRODUCE ORDINANCE. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-not present, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

- * ITEM-53: (O-93-188) INTRODUCED, TO BE ADOPTED JUNE 28, 1993

Introduction of an Ordinance authorizing the issuance, sale and delivery of Multifamily Mortgage Revenue Bonds 1985 Issue D (Coral Point Apartments at 3945 Nobel Drive) in a principal amount not to exceed \$32,000,000.
(See Housing Commission Report HCR-93-012CC.
District-1.)

FILE LOCATION:

COUNCIL ACTION: (Tape location: A273-400.)

CONSENT MOTION BY STEVENS TO INTRODUCE ORDINANCE. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-not present, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

- * ITEM-100: (R-93-1855) ADOPTED AS RESOLUTION R-282129

Awarding a contract to Pressley Peterbilt-Hino-GMC for the purchase of nine automated refuse packers for a total cost of \$997,746.68, including tax and terms; authorizing the expenditure of not to exceed \$997,746.68 from Fund No. 50031, Department No. 8201, Object Account No. 6013, Job Order No. 88092 for providing funds for the project and related costs;

authorizing the Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves.
(BID-C3715/93)

Aud. Cert. 9301121.

FILE LOCATION: CONT-PURCHASE-Pressley Peterbilt-Hino-GMC
CONTFY93-1

COUNCIL ACTION: (Tape location: A273-400.)

CONSENT MOTION BY STEVENS TO ADOPT. Second by McCarty.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-not present, Stevens-nay, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-101: (R-93-1857) ADOPTED AS RESOLUTION R-282130

Awarding a contract to Unisource Corp. for the purchase of miscellaneous uncoated offset book printing paper and No. 10 envelopes, as may be required for a period of eight months beginning June 1, 1993 through January 31, 1994, for a total estimated cost of \$64,700, including tax and terms, with options to renew the contract for four additional six month periods.
(BID-E3789/93)

FILE LOCATION CONT-PURCHASE-Unisource Corp. CONT FY93-1

COUNCIL ACTION: (Tape location: A273-400.)

CONSENT MOTION BY STEVENS TO ADOPT. Second by McCarty.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-not present, Stevens-nay, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-102: (R-93-1858) ADOPTED AS RESOLUTION R-282131

Awarding a contract to Mec Analytical Systems, Inc. for furnishing sorting of ocean benthic samples, as may be required for a period of one year beginning June 1, 1993 through May 31, 1994, for a total estimated cost of \$108,876.24, with options to renew the contract for four additional one year periods; in the event the contractor does not perform to specifications, the

Purchasing Agent is authorized to terminate the contract and to award to the next low responsive and responsible bidder or to obtain this service on the open market until it can be re-bid. (BID-B3771/93)

FILE LOCATION: CONT-PURCHASE-Mec Analytical System, Inc.
CONTFY93-1

COUNCIL ACTION: (Tape location: A273-400.)

CONSENT MOTION BY STEVENS TO ADOPT. Second by McCarty.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-not present, Stevens-nay, Behr-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-103: (R-93-1846) ADOPTED AS RESOLUTION R-282132

Awarding a contract to Wardell Rogers Corporation, for furnishing equipment, material, supplies and labor to run a 30 day trial of the Wardell Process for chemical treatment of sewage effluent, for a total cost of \$772,074.01, including tax; authorizing the expenditure of not to exceed \$772,074.01 from Department No. 700, Organization No. 400, Object Account No. 3221, and Job Order No. 2501; authorizing the City Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves. (BID-B3847/93)

Aud. Cert. 9301114.

FILE LOCATION: CONT-PURCHASE-Wardell Rogers Corporation
CONTFY93-1

COUNCIL ACTION: (Tape location: A273-400.)

CONSENT MOTION BY STEVENS TO ADOPT. Second by McCarty.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-not present, Stevens-yea, Behr-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-104: (R-93-1260) ADOPTED AS RESOLUTION R-282133

Awarding contracts to Handar, Inc. and Process Automation Products, for the purchase of an alert weather/water level monitoring system, for an actual

cost of \$241,802.05, including tax; authorizing the expenditure of not to exceed \$241,802.05 from Fund No. 41500, Department No. 700, Organization No. 313, Object Account No. 6010, and Job Order No. 17368; authorizing the City Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves.
(BID-B3704/93)

Aud. Cert. 9301115.

FILE LOCATION: CONT-PURCHASE-Handar, Inc. and Process
Automation Products CONT FY93-1

COUNCIL ACTION: (Tape location: A273-400.)

CONSENT MOTION BY STEVENS TO ADOPT. Second by McCarty.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-not present, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-105: (R-93-1848) ADOPTED AS RESOLUTION R-282134

Awarding a contract to Tracor Applied Sciences Inc., for furnishing and installing three airport noise monitors at Montgomery Field Airport, for a total cost of \$72,768, including tax and terms; authorizing the expenditure of not to exceed \$72,768 from Fund No. 41100, Department No. 720, Object Account No. 4222, and Job Order No. 4101; authorizing the City Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves. (BID-F3851/93)
(District-6.)

Aud. Cert. 9301112.

FILE LOCATION: CONT-PURCHASE-Tracor Applied Sciences Inc.
CONTFY93-1

COUNCIL ACTION: (Tape location: A273-400.)

CONSENT MOTION BY STEVENS TO ADOPT. Second by McCarty.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-not present, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-106: (R-93-1851) ADOPTED AS RESOLUTION R-282135

Awarding a contract to Kearny Mesa Ford, for the purchase of five welder trucks (Ford Super Duty F47), for a total cost of \$90,531.55, including tax and terms; authorizing the expenditure of not to exceed \$90,531.55 from Fund Nos. 50033 and 50031, Department Nos. 8203 and 8201, Object Account No. 6013, and Job Order Nos. 88082 and 88092; authorizing the City Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves.
(BID-C3772/93)

Aud. Cert. 9301118.

FILE LOCATION: CONT-PURCHASE-Kearny Mesa Ford CONT FY93-1

COUNCIL ACTION: (Tape location: A273-400.)

CONSENT MOTION BY STEVENS TO ADOPT. Second by McCarty.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-not present, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-107: (R-93-1753) ADOPTED AS RESOLUTION R-282136

Inviting bids for the Construction of Traffic Signal and Street Lighting Systems at Cowles Mountain Boulevard and Jackson Drive on Work Order No. 119995; authorizing a contract with the lowest responsible bidder; authorizing the expenditure of not to exceed \$65,000 from CIP-62-292.0, Traffic Signals - DIF Funded, Fund 79506, and \$50,000 from CIP-61-001.0, Signals to Accommodate Sudden Traffic Changes Fund 30300; authorizing the Auditor and Comptroller, upon advice from the administering department, to retain excess monies, if any, in CIP-61-001.0.
(BID-K3864/93)
(Prime Construction Contract \$63,000. Navajo Community Area. District-7.)

CITY MANAGER SUPPORTING INFORMATION: The subject Capital Improvement Program Project to install traffic signal systems provides for the safe passage of emergency equipment, pedestrians, and vehicles through the intersection. Traffic signal features include separate left turn phases on Jackson

Drive and emergency vehicle preemption equipment for all directions.

Aud. Cert. 9300910.

FILE LOCATION: W.O. 119995 CONT- Trasig Corporation CONT
FY93-1

COUNCIL ACTION: (Tape location: A273-400.)

CONSENT MOTION BY STEVENS TO ADOPT. Second by McCarty.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-not present, Stevens-yea, Behr-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-108: (R-93-1759) ADOPTED AS RESOLUTION R-282137

Inviting bids for the Underground Hazardous Material
Storage Tank Removal Phase 13 on Work Order No. 119642;
authorizing a contract with the lowest responsible
bidder; authorizing the City Auditor and Comptroller to
transfer \$15,000 from CIP-21-834.0, Balboa Parks
Requirements - HVAC Projects, Fund 302453, Capital
Outlay Other, to CIP-33-084.0, Underground Storage Tank
Management Program; authorizing the expenditure of
funds not to exceed \$186,000 from CIP-33-084.0,
Underground Storage Tank Management Program, (\$151,333
from Fund 302453, Capital Outlay Other, and \$34,667
from Fund 41506, Sewer Fund); authorizing the City
Auditor and Comptroller, upon advice from the
administering department, to transfer excess budgeted
funds, if any, to the appropriate reserves.
(BID-K3878/93)
(Prime Construction Contract \$134,130. Districts-2, 3,
5, 6, 7 and 8.)

CITY MANAGER SUPPORTING INFORMATION: This project provides for
the removal and permanent closure of 13 underground storage tanks
(UST), and ancillary equipment at various City sites City-wide.
The work consists of the removal of 7 UST's on Park and
Recreation Department sites, 3 UST's on Property Department
sites, 2 UST's on Water Utilities Department sites and one UST on
a General Services Department site. Phase 13 is part of the
City-wide Underground Storage Tank Management Program and is the
latest in a series of UST removal projects. This work is
mandated by Federal and State law and County regulations.

Aud. Cert. 9301032.

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FILE LOCATION: W.O. 119642 CONT - The Reynolds Group CONT
FY93-1

COUNCIL ACTION: (Tape location: A273-400.)

CONSENT MOTION BY STEVENS TO ADOPT. Second by McCarty.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-not present, Stevens-yea, Behr-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-109: (R-93-1758) ADOPTED AS RESOLUTION R-282138

Inviting bids for the Construction of Traffic Signals
and Street Lighting Systems at Euclid Avenue and Home
Avenue on Work Order No. 112194; authorizing a contract
with the lowest responsible bidder; authorizing the
transfer of \$10,000 from CIP-68-010.0, Construct Top
10-15 Prioritized Traffic Signals, Fund 30300, to
CIP-62-292.0; authorizing the expenditure of \$110,000
from CIP-62-292.0, Traffic Signals - DIF Funded,
(\$100,000 from Fund 79504 and \$10,000 from Fund 30300),
for the purpose of executing this contract and related
costs; authorizing the Auditor and Comptroller, upon
advice from the administering department, to retain
excess monies, if any, in CIP-68-010.0. (BID-K3868/93)
(Prime Construction Contract \$65,900. Mid-City
Community Area. District-4.)

CITY MANAGER SUPPORTING INFORMATION: The subject Capital
Improvement Program Project to install a traffic signal system
provides for the safe passage of emergency equipment,
pedestrians, and vehicles through the intersection. Traffic
signal features include a protected left-turn pocket on Euclid
Avenue and emergency vehicle preemption equipment on Euclid
Avenue and Home Avenue.

Aud. Cert. 9301097.

FILE LOCATION: W.O. 112194 CONT - Southwest Signal Service
CONT FY93-1

COUNCIL ACTION: (Tape location: A273-400.)

CONSENT MOTION BY STEVENS TO ADOPT. Second by McCarty.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-not present, Stevens-yea, Behr-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-110:

Two actions related to Business Improvement District
Budgets for Fiscal Year 1994:
(Mid-City, Hillcrest, Mission Hills, Centre City, Ocean
Beach and La Jolla Community Areas. Districts-1,2, &
3.)

Subitem-A: (R-93-1981) ADOPTED AS RESOLUTION R-282139

Accepting the Budget Report for each business
improvement district for July 1, 1993 through June 30,
1994.

Subitem-B: (R-93-1982) ADOPTED AS RESOLUTION R-282140

Resolution of Intention to levy an annual assessment
within previously established Business Improvement
Districts for July 1, 1993 through June 30, 1994.

CITY MANAGER SUPPORTING INFORMATION: Business Improvement
Districts (BIDs) are authorized by State law to assess benefitted
businesses for the cost of certain improvement activities. These
activities are generally promotional in nature. Once a BID is
established, the City collects the assessments and disburses them
to an appropriate entity representing the district pursuant to an
annual operating agreement. There are currently 11 active
districts in the City of San Diego: Adams Avenue, City Heights,
Downtown, El Cajon Blvd.-Gateway, El Cajon Blvd. Central,
Gaslamp, Hillcrest, La Jolla, Mission Hills, North Park and Ocean
Beach. State law requires that the City Council annually adopt a
budget for each BID and hold a public hearing to levy appropriate
assessments. The actions being taken today accept the budget
reports and set Monday, June 28, 1993 for the public hearing to
levy the proposed assessment for each BID for FY 1994.

FILE LOCATION: STRT L-1, through L-9, L-11, L-12

COUNCIL ACTION: (Tape location: E502-F369.)

MOTION BY ROBERTS TO SET FOR PUBLIC HEARING AND ACCEPT THE
BUDGET REPORT FOR ALL DISTRICTS EXCEPT CITY HEIGHTS. Second
by Stallings. Passed by the following vote:
Wolfsheimer-yea, Roberts-yea, Hartley-not present,
Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea,
Vargas-yea, Mayor Golding-yea.

MOTION BY ROBERTS TO ACCEPT THE BUDGET REPORT FOR CITY
HEIGHTS. Second by Stallings. Passed by the following

vote: Wolfsheimer-yea, Roberts-yea, Hartley-not present,
Stevens-yea, Behr-yea, Stallings-yea, McCarty-nay,
Vargas-nay, Mayor Golding-yea.

* ITEM-111: (R-93-1793) ADOPTED AS RESOLUTION R-282141

Accepting the grant deed of Goodwill Industries of San Diego County, Inc., granting to the City an easement for public street purposes in that portion of Pueblo Lot 316, Parcel 11 as per Record of Survey No. 1344; dedicating and naming the same Sports Arena Boulevard; authorizing the execution of a Joint Use Agreement with San Diego Gas & Electric Company in connection with the above street dedication.
(Midway Community Area. District-2.)

FILE LOCATION: DEED F-6070 DEED FY93-1; CONT FY93-1

COUNCIL ACTION: (Tape location: A273-400.)

CONSENT MOTION BY STEVENS TO ADOPT. Second by McCarty.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-not present, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-112: (R-93-1950) ADOPTED AS RESOLUTION R-282142

Authorizing the issuance of Tax Anticipation Notes in Fiscal Year 1993-1994 in one or more issues, not to exceed \$150,000,000; authorizing the City Manager to negotiate a note purchase agreement with Lehman Brothers and Artemis Capital Group, Inc. for the purchase of the Notes by the Underwriters.

CITY MANAGER SUPPORTING INFORMATION: This Resolution authorizes the issuance of Tax Anticipation Notes during FY 93-94 in an amount not to exceed \$150,000,000 in accordance with the Official Statement and the Note Purchase Agreement, on file with the Office of the City Clerk; and authorizing the City Treasurer to approve the final terms of the sale.

BACKGROUND: The City normally experiences cash flow deficits during the fiscal year in the General Fund as a result of the uneven timing of the receipt of revenues while expenditures occur at level amounts throughout the year. The uneven pattern of revenue is primarily due to the receipt of secured property tax

payments, which occur in December and April of each year, and reimbursements from the State of California and federal government agencies. In order to pay operating expenses prior to the receipt of the revenues, the City issues short term financing in the form of Tax Anticipation Notes (TAN). The TAN program is self supporting in that the interest revenue earned on the reinvestment of the notes proceeds pays for the debt service and any costs or expenses associated with the issuance of the notes.

FILE LOCATION: MEET CONT FY93-1

COUNCIL ACTION: (Tape location: A273-400.)

CONSENT MOTION BY STEVENS TO ADOPT. Second by McCarty.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-not present, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-113: (R-93-1922) ADOPTED AS RESOLUTION R-282143

Authorizing the City Manager to apply for, accept and expend a Comprehensive Gang Initiative grant from the United States Offices of Justice Programs, Bureau of Justice Assistance, to develop and implement a neighborhood oriented approach to drug/gang elimination.

(Districts-3 and 8.)

CITY MANAGER SUPPORTING INFORMATION: The San Diego Police Department has prepared a proposal for a Comprehensive Gang Initiative grant from the U.S. Office of Justice Programs, Bureau of Justice Assistance (BJA). The program is designed to implement a neighborhood oriented approach to drug/gang problems based upon adaptation of a model program developed by the Police Executive Research Forum (PERF). The grant will provide funds and technical assistance for an 18 month, three-phase period: 1) problem assessment, 2) program development, and 3) program implementation. The Police Department proposes the addition of a Community Mobilizer in the San Ysidro area to facilitate a coordinated, multi-resource approach to neighborhood organization and empowerment.

The existing Community Mobilizer in Eastern Division will work with PERF and BJA to establish the program in City Heights. The proposed Crime Analyst will provide program assessment, development, training, documentation, implementation and evaluation. In addition to staff positions, the proposal requests funds for Interns to assist in all phases of the

program, and training, equipment and supplies as required for program support.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A273-400.)

CONSENT MOTION BY STEVENS TO ADOPT. Second by McCarty.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-not present, Stevens-yea, Behr-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-114: (R-93-1927) ADOPTED AS RESOLUTION R-282144

Recognizing and acknowledging the work of Racers
Against Aids and thanking them for their efforts in
combating the spread of AIDS; declaring Monday, June 7,
1993 to be "R.A.I.D.S. Team Day" in San Diego.
(Docketed at Councilmember Hartley's request.)

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A089-120; A273-400.)

CONSENT MOTION BY STEVENS TO ADOPT. Second by McCarty.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-not present, Stevens-yea, Behr-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-115: (R-93-1923) ADOPTED AS RESOLUTION R-282145

Proclaiming June 19, 1993 to be "UCSD Regional Kidney
Transplant Center Day" in San Diego.
(Docketed at Councilmember Roberts' request.)

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A273-400.)

CONSENT MOTION BY STEVENS TO ADOPT. Second by McCarty.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-not present, Stevens-yea, Behr-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-116: (R-93-1984) ADOPTED AS RESOLUTION R-282146

Declaring Saturday, June 5, 1993 to be "UCSD Medical Center's John M. and Sally B. Thornton Hospital Day" in San Diego.

(Docketed at Councilmember Roberts' request.)

FILE LOCATION: AGENDA CONT FY93-1

COUNCIL ACTION: (Tape location: A273-400.)

CONSENT MOTION BY STEVENS TO ADOPT. Second by McCarty.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-not present, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-117: (R-93-2011) ADOPTED AS RESOLUTION R-282147

Authorizing a second amendment to agreement with Ogden Environmental and Energy Services, for preparation of an Environmental Impact Report and Environmental Impact Statement for the Miramar Landfill General Development Plan; authorizing the expenditure of an amount not to exceed \$150,000 from CIP-37-056.0 West Miramar Phase II, Waste Management CIP Fund 41201 for the purpose of providing funds for the above project.

(District-5.)

CITY MANAGER SUPPORTING INFORMATION: Ogden is currently preparing the combined Environmental Impact Report/Environmental Impact Statement (EIR/EIS) for the Miramar Landfill General Development Plan. Additional technical services are required in order to complete the EIR/EIS. These services include the completion of additional biological field surveys; cultural resources subsurface investigations; additional impact analysis; alternative site analysis; additional landform alteration/visual quality analysis; and revisions to the preliminary draft EIR/EIS. The above changes are required by the Navy, U.S. Fish and Wildlife Service and the City Planning Department in order to fully analyze impacts to sensitive resources. Completion of the EIR/EIS is required prior to the Navy's approval for the General Development Plan. Timely Navy approval will help to insure that the Materials Recovery Facility, planned at Miramar, will be operational in time to comply with the landfill diversion goals to AB 939, and that the FIRP/NSPF Facility will comply with the Consent Decree. Since Ogden is currently preparing the EIR/EIS, a significant cost savings and time savings can be achieved by

expanding Ogden's scope of work. This amendment includes 15 percent MBE participation.

Aud. Cert. 9301131.

FILE LOCATION: MEET CCONT FY93-1

COUNCIL ACTION: (Tape location: A273-400.)

CONSENT MOTION BY STEVENS TO ADOPT. Second by McCarty.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-not present, Stevens-yea, Behr-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-118: (R-93-2036) FILED

Council confirmation of the appointment by the Mayor of
Kayleen Stration to the Commission on the Status of
Women, for a term ending March 1, 1995, to replace
Villa Mills, whose term has expired.

(See memorandum from Mayor Golding dated 6/3/93 with
resume attached.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A260-262.)

* ITEM-119: (R-93-2034) ADOPTED AS RESOLUTION R-282148

Council confirmation of the following appointments by
the Mayor to the Commission on the Status of Women, for
terms ending March 1, 1995: Guylyn Cummins, Alison
Fisher, Ashley Phillips, and Delia Talamantez, to
replace Linda Brown, Jane Haro, Cynthia Bernee and
Jerelyn Dilno, whose terms have expired; waiving the
City residency requirements in Council Policy 000-13
for Ashley E. Phillips.

(See memorandum from Mayor Golding dated 6/3/93 with
resumes attached.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A273-400.)

CONSENT MOTION BY STEVENS TO ADOPT. Second by McCarty.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-not present, Stevens-yea, Behr-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-120: (R-93-2035) ADOPTED AS RESOLUTION R-282149

Council confirmation of the appointment by the Mayor of
C.R. Wormsby to the Commission on the Status of Women,
for a term ending March 1, 1994, replacing Ann Parode,
who has resigned.
(See memorandum from Mayor Golding dated 6/3/93 with
resumes attached.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A273-400.)

CONSENT MOTION BY STEVENS TO ADOPT. Second by McCarty.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-not present, Stevens-yea, Behr-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-121: (R-93-2033) ADOPTED AS RESOLUTION R-282150

Council confirmation of the appointment by the Mayor of
Myrna Zambrano to the Human Relations Commission, for a
term ending July 22, 1993, to replace Duane Shinnick,
who has resigned.
(See memorandum from Mayor Golding dated 6/4/93 with
resume attached.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: F370-377.)

MOTION BY STEVENS TO ADOPT. Second by Vargas. Passed by
the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-not present, Stevens-yea, Behr-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-122: (R-93-2032) ADOPTED AS RESOLUTION R-282151

Council confirmation of the appointment by the Mayor of Anthony Zampella to the Human Relations Commission, for a term ending July 22, 1995, to replace Deborah F. Torres, who has resigned.
(See memorandum from Mayor Golding dated 6/3/93 with resume attached.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: F396-G393.)

MOTION BY McCARTY TO ADOPT. Second by Vargas. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-not present, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-123: (R-93-2031) ADOPTED AS RESOLUTION R-282152

Council confirmation of the appointments by the Mayor to the Citizens Equal Opportunity Commission, for terms expiring as indicated, and in categories as specified:
(See memorandum from Mayor Golding dated 6/3/93 with resumes attached.)

NAME	CATEGORY	TERM ENDING
Clarence E. McCoy (To replace Brian A. Bonner, whose term has expired.)	African-American	January 1, 1995
Philip Tuan Nguyen (To replace Tai Dahn Doan, whose term has expired.)	Asian	January 1, 1995
Caroline Leyva-Stickles (To replace Porfirio Q. Ambrosio, whose term has expired.)	Filipino	January 1, 1995

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A273-400.)

CONSENT MOTION BY STEVENS TO ADOPT. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-not present, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-124: (R-93-1985) ADOPTED AS RESOLUTION R-282153

Establishing Council Policy 100-04 regarding Americans
with Disabilities Act/City Contractors.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: G505-H101.)

MOTION BY BEHR TO ADOPT. Second by McCarty. Passed by the
following vote: Wolfsheimer-yea, Roberts-not present,
Hartley-not present, Stevens-yea, Behr-yea, Stallings-yea,
McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-125: (R-93-1298) TRAILED TO JUNE 15, 1993

Replacing current Council Policy 100-12, with a new
Council Policy 100-12 establishing guidelines,
procedures and fees for issuance of Industrial
Development Bonds; designating City economic
development efforts as the first priority use of IDB
fee revenues generated in excess of IDB Program
administration expenses.
(See City Manager Report CMR-93-149.)

COMMITTEE ACTION: Reviewed by RULES on 5/24/93.
Recommendation to support and forward to Council. Districts
2,3,5,6 and Mayor voted yea.

FILE LOCATION:

COUNCIL ACTION: (Tape location: --.)

ITEM-126: (R-93-1986) TRAILED TO JUNE 15, 1993

Approving a certificate of participation financing in
an amount not to exceed \$11,500,000 for the San Diego
State University Foundation.
(College Community Area. District-7.)

COMMITTEE ACTION: Reviewed by RULES on 5/24/93.
Recommendation to approve and forward to Council. Districts
2,3,5,6, and Mayor voted yea.

CITY MANAGER SUPPORTING INFORMATION: The SDSUF, a local 501(c)(3) nonprofit institution serving SDSU since 1943, has requested that the City hold a public hearing supporting issuance by the California Statewide Communities Development Authority Joint Powers Agency (the "JPA") of up to \$11.5 million of tax-exempt private activity conduit revenue bonds for the purpose of financing construction of the KPBS/Gateway Building, a 160,182-square-foot complex to be located on a 1.5-acre site owned by SDSU adjacent to the campus at Hardy and Campanile. This facility will house KPBS, the SDSU College of Extended Studies, the Entrepreneurial Management Center and SDSUF/Administrative offices. The JPA has preliminarily approved the project and will be the Issuer. It has previously issued bonds for various City-approved projects, including a prior issue for SDSUF. The JPA is endorsed by the League of California Cities and the County Supervisors' Association of California. It issues only investment grade bonds. As previously, the City's name will not appear on the bonds and there will be no further City involvement in the transaction. By approving this financing through the JPA, the Council will be facilitating consolidation of KPBS facilities with educational television and radio stations serving the San Diego area and relocation of University-related office users which now occupy space within the proposed College Community Redevelopment Project.

FILE LOCATION:

COUNCIL ACTION: (Tape location: --.)

ITEM-127: (R-93-1919) CONTINUED, MAYOR'S OFFICE TO
DETERMINE DATE

Adopting the Resolution of Intention on the Multiple Species Conservation Program Plan; directing the City Manager to coordinate in the preparation of the draft of this Multiple Species Conservation Plan ("MSCP") according to the "Points of Agreement" contained in the Resolution of Intention; directing the City Manager to prepare a cost sharing plan to recover a fair portion of the cost of developing the plan from other organizations which would benefit from the plan.
(See City Manager Report CMR-93-152 Revised.)

COMMITTEE ACTION: Reviewed by PFR on 5/26/93.
Recommendation to approve the City Manager's recommendation with a report back on how individual communities will be represented and included in the process, the legislative program to be followed in pursuing federal funding, and

include language indicating the City's priority in maintaining public access to public lands. Districts 3,5,6,7 and 8 voted yea.
WU-CWP-93-139.

FILE LOCATION:

COUNCIL ACTION: (Tape location: A273-343;G400-422.)

MOTION BY STALLINGS TO CONTINUE FOR TWO WEEKS FOR FURTHER REVIEW OF THE AMENDMENTS TO THE ITEM. ACCEPT COUNCIL MEMBER McCARTY'S REQUEST THAT STAFF PROVIDE MAYOR AND COUNCIL COPIES OF ITEM 1-10 AND ANY SUBSEQUENT ISSUE PAPERS. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-not present, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-128: (R-93-1668) CONTINUED TO JULY 6, 1993

Approving City Manager Report CMR-93-67, establishing the guidelines for a Float Loan Program.
(See Legislative Specialist Analysis PS&S 93-4 and City Manager Report CMR-93-67.)

COMMITTEE ACTION: Reviewed by PSS on 3/17/93.

Recommendation to approve the expenditure of \$20,000 to set up a float loan program as recommended by the City Manager in CMR-93-67. Districts 2,3,4, and 8 voted yea. District 1 voted nay.

FILE LOCATION:

COUNCIL ACTION: (Tape location: G423-482.)

MOTION BY WOLFSHEIMER TO CONTINUE THREE WEEKS. CITY MANAGER IS DIRECTED TO PROVIDE APPROPRIATE BACKUP MATERIAL PERTAINING TO FLOAT LOANS. Second by Vargas. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-not present, Stevens-yea, Behr-yea, Stallings-not present, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-129: (R-93-1883) TRAILED TO JUNE 15, 1993

Authorizing the expenditure of not to exceed \$1,000, utilizing Facilities Benefits Assessment credits in

lieu of cash from Account 79002, for the acquisition of property rights required for the I-5/Route 56 Project. (Carmel Valley Community Area. District-1.)

CITY MANAGER SUPPORTING INFORMATION: By cooperative agreement 11-0388 between City and CalTrans, approved October 5, 1992 by Resolution R-280809, the City agreed to provide all right-of-way necessary for the widening of I-5, which includes its intersection with Route 56. Acquisition of one parcel, totaling 5,180 square feet, is necessary to conform with this agreement. The owner of the parcel, Pardee Construction Co., has accepted the City's offer of \$1,000 and has requested that F.B.A. credits be used in lieu of cash for F.B.A. No. 79002.

FILE LOCATION:

COUNCIL ACTION: (Tape location: A291-293.)

ITEM-150: (R-93-1658) ADOPTED AS RESOLUTION R-282154

Supporting Assembly Bill 1332 (Gotch, et al.) Vehicles: Forfeiture, which would allow the City to establish a five-year pilot program for declaring any motor vehicle a public nuisance when used in the commission of an act of prostitution.

(See memorandum from Councilmember McCarty and Councilmember Stevens dated 3/31/93; memorandum from Councilmember Wolfsheimer dated 3/29/93; Department of Legislative Services Report DLS-93-7.)

COMMITTEE ACTION: Initiated by PSS on 3/31/93.
Recommendation to approve support for AB 1332 (Gotch et al.)
Districts 2,3,and 4 voted yea. District 1 voted nay.
District 8 not present.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A530-B595.)

MOTION BY McCARTY TO ADOPT. Second by Vargas. Passed by the following vote: Wolfsheimer-nay, Roberts-yea, Hartley-not present, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-200: (R-93-2075) ADOPTED AS RESOLUTION R-282155

City of San Diego/County of San Diego consolidation of
services.

(See City Manager Report CMR-93-161.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: C027-246.)

Motion by McCarty to approve the City Manager's
recommendation except Item No. 3. No second.

MOTION BY McCARTY TO ACCEPT THE PRELIMINARY RECOMMENDATIONS
(CITY MANAGER REPORT NO. 93-161, ITEM 1-4) AND FORWARD WITH
COUNCIL'S COMMENTS TO THE BOARD OF SUPERVISOR'S AND ASK THAT
THEY PUT IT ON THEIR AGENDA AND RETURN WITH COMMENTS TO THE
CITY COUNCIL. DIRECT THE CITY MANAGER TO SUBMIT A REPORT IN
60 DAYS AND GET COUNCIL'S COMMENTS. Second by Vargas.
Passed by the following vote: Wolfsheimer-yea,
Roberts-yea, Hartley-not present, Stevens-yea, Behr-yea,
Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-201: (R-93-1947) TRAILED TO JUNE 15, 1993

Approving the recommendation of the City Manager and
the underwriting syndicate lead by Morgan Stanley
regarding the matter of the Plan of Finance for the
first phase of the Consumers' Alternative Wastewater
Treatment Program.

(See City Manager Report CMR-93-180.)

FILE LOCATION:

COUNCIL ACTION: (Tape location: A247-251.)

ITEM-202:

Three actions related to Municipal Elections:

Subitem-A: (O-93-192) INTRODUCED AND ADOPTED AS ORDINANCE
O-17932 (New Series)

Introduction and adoption of an Ordinance calling and
giving notice of a Special Municipal Primary Election
to be held in Council District 8 on September 21, 1993,
for the purpose of nominating candidates for the Office
of Councilmember, Council District 8, and consolidating

the Special Municipal Primary Election with the
Municipal Primary Election to be held on the same date.

Subitem-B: (O-93-191) INTRODUCED AND ADOPTED AS ORDINANCE
O-17933 (New Series)

Introduction and adoption of an Ordinance calling a
Municipal Primary Election in the City of San Diego on
Tuesday, September 21, 1993, for the purpose of
nominating candidates for the Office of Councilmember,
Council Districts 1, 3, 5 and 7 for three year terms
each.

Subitem-C: (R-93-2013) ADOPTED AS RESOLUTION R-282156

Requesting the services of the County Registrar of
Voters in connection with the Municipal Primary
Election and Special Municipal Primary Election in
Council District 8 to be held on September 21, 1993.

CITY CLERK SUPPORTING INFORMATION: This is a request that the
City Council adopt ordinances calling the Municipal Primary
Election to be held on September 21, 1993 and a Special Municipal
Primary Election in Council District 8 to be held on the same
date. September 21, 1993 is the date for the regularly scheduled
municipal elections for Districts 1, 3, 5 and 7. Due to a recent
amendment to the City Charter, which moved future Council
elections to even-numbered years beginning in 1996,
Councilmembers in Districts 1, 3, 5, and 7 elected in 1993 will
serve three year terms. In addition, a Special Municipal Primary
Election will be held in Council District 8 on the same date.
Pursuant to City Charter Section 12, amended by Proposition B on
June 2, 1992, Council vacancies must now be filled by election
rather than appointment, unless the vacancy occurs within 100
days of a regular upcoming municipal election. Although a Special
Election was held on February 16, 1993 to fill the vacancy in
Council District 8, the victorious candidate in that election
holds office only until the next regularly scheduled municipal
election, at which time a candidate shall be elected to serve the
remaining term of office, or until December, 1995.

The cost of the regular Municipal Primary Election combined with
the Special Municipal Primary Election in Council District 8 is
estimated at \$550,000.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: D239-397.)

MOTION BY WOLFSHEIMER TO APPROVE SUBITEMS A, B, AND C.
Second by Stevens. Passed by the following vote:
Wolfsheimer-yea, Roberts-yea, Hartley-not present,
Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea,
Vargas-yea, Mayor Golding-not present.

MOTION BY ROBERTS TO APPROVE THE CITY CLERK'S RECOMMENDED ACTION, THAT IS, CALLING FOR THE MUNICIPAL PRIMARY ELECTION IN THE CITY OF SAN DIEGO ON SEPTEMBER 21, 1993, FOR THE PURPOSE OF NOMINATING CANDIDATES FOR CITY COUNCIL DISTRICTS 1, 3, 5, AND 7 FOR THREE-YEAR TERMS EACH, AND CALLING FOR A SPECIAL MUNICIPAL PRIMARY ELECTION OF COUNCIL DISTRICT 8 ON THE SAME DATE. REFER THE ISSUE OF SPECIAL ELECTIONS IN THE CITY CHARTER PROVISIONS TO THE RULES COMMITTEE FOR A REVIEW AND A RECOMMENDATION TO COUNCIL. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-not present, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-not present, Mayor Golding-not present.

ITEM-S400: (R-93-860) ADOPTED AS RESOLUTION R-282157

(Continued from the meeting of June 7, 1993, Item 103, at Councilmember Roberts' request on behalf of the City Manager, to review the matter further with Chief Sanders.)

Awarding a contract to Construction Electronics Inc., for furnishing an integrated security system for the City of San Diego Police Department Headquarters, Western Area Station, Southeastern Area Station, Eastern Area Station, Northeastern Area Station, and Northern Area Station for an estimated cost of \$225,000, including tax and terms; authorizing the expenditure of not to exceed \$225,000 from Fund No. 10119, Department No. 10119, Organization No. 102, Object Account No. 6010, and Job Order No. 101192, for providing funds for said project and related costs; authorizing the Auditor and Comptroller to transfer excess budgeted funds, if any, to the appropriate reserves. (BID-Q3006/92)
(See City Manager Report CMR-93-150. Four bids received.)

Aud. Cert. 9300831.

FILE LOCATION: CONT-PURCHASE-Construction Electronics Inc.
CONT FY93-1

COUNCIL ACTION: (Tape location: D404-E062.)

MOTION BY STALLINGS TO ADOPT. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-not present, Stevens-nay, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-S401: (R-93-1849) TRAILED TO JUNE 15, 1993

(Continued from the meeting of June 7, 1993, Item 113, at Councilmember Roberts request on behalf of the City Manager, for a report from EOCP.)

Authorizing the Purchasing Agent to solicit bids and award contracts for demolition of structures, as may be required for a period of one year beginning July 1, 1993 through June 30, 1994.
(BID-F3766/93)

FILE LOCATION:

COUNCIL ACTION: (Tape location: E063-146.)

Motion by Stevens to continue one week. Second by Vargas.
Motion withdrawn and item trailed.

ITEM-S402: (R-93-1942) DEFEATED

Continued from the meeting of June 7, 1993, Item 122, at Councilmember McCarty's request, for further review.)

Authorizing the sale by negotiation of an approximately 17-acre parcel located westerly of Highway 67 and northerly of Channel Road in the community of Lakeside, for the amount of \$200,000 to Bill Signs Trucking Inc.; authorizing the execution of a grant deed, granting the property to Bill Signs Trucking Inc.
(Lakeside Community Area.)

CITY MANAGER SUPPORTING INFORMATION: The subject 17-acre property is located in Lakeside within the San Diego River and is adjacent to Bill Signs' property. It is level and zoned Floodway. Bill Signs wishes to purchase it for landscaping purposes in connection with his adjacent property. Mr. Signs owns the property surrounding the City's property.

Therefore, he is the only owners who can use or develop it. The Water Utilities Department owns the City property. It is encumbered with two aqueducts and a third is planned. Water Utilities will continue to maintain the aqueducts and has no objections to the sale. Easements will be reserved for the aqueducts. The sale is also severing the site from another 4-acre City-owned site easterly of Hwy 67. A separate subdivision map on the easterly 4-acre site can be accomplished as a result of the sale. The subject parcel was valued at \$200,000 by an independent appraisal. The appraisal was reviewed and approved by City staff.

FILE LOCATION: DEED F-6062

COUNCIL ACTION: (Tape location: A412-514.)

Motion by Wolfsheimer to continue two weeks. Second by Stevens. Council Member Stevens withdrew second to the motion.

Motion by Wolfsheimer to continue two weeks for further review. Second by Vargas. Failed. Yea: 1,7,8. Nay: 2,4,5,6,M. Not present: 3.

MOTION BY WOLFSHEIMER TO DIRECT STAFF TO ELIMINATE THE EXCLUSIVE NEGOTIATIONS AND PUT THIS OUT FOR AN APPROPRIATE BID. Second by Stevens. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-not present, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-nay.

ITEM-S403: (R-93-1839) ADOPTED AS RESOLUTION R-282158

(Continued from the meeting of June 7, 1993, Item 130, at Councilmember Stevens' request, for a report from EOCP.)

Authorizing an agreement with Hillyer and Irwin for legal consultant services in the area of real estate transactions involving multi-family residential investments with co-investors on a requirement basis; authorizing the expenditure of an amount not to exceed \$20,000 from Fund 60011/088 for providing funds for the above agreement.

CITY MANAGER SUPPORTING INFORMATION: The City Employees' Retirement System Board of Administration is responsible for administering the system funds. The Board, pursuant to City

Charter Section 144, invests funds in various investment media for payment of benefits. The Board seeks to invest in multi-family residential investments with co-investors. The City Attorney's office serves as legal counsel to the Board but does not have the required specialized legal expertise on staff concerning real estate transactions involving multi-family residential investments with co-investors. It is necessary and desirable to employ outside counsel with real estate law expertise to provide specialized advice and support that may be required by the City Attorney. This request for Council action authorizes the execution of an agreement with Hillyer and Irwin for legal consultant services in an amount not to exceed \$20,000.

Aud. Cert. 9400003.

FILE LOCATION: MEET CCONT FY93-1

COUNCIL ACTION: (Tape location: F378-388.)

MOTION BY STEVENS TO ADOPT. Second by Behr. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-not present, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

NON-DOCKET ITEMS:

None.

ADJOURNMENT:

The meeting was adjourned by Mayor Golding at 7:06 p.m. in honor of the memories of Benny Corrales and former Assistant Police Chief William D. Gore as requested by Council Member McCarty.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: H111-120).